

REMARKS

Reconsideration of this application, in view of the foregoing amendments and the following remarks, is respectfully requested.

Claims 1-8 and 10-13 were pending for consideration in this application. By the foregoing amendment, Applicant has amended Claims 1, 5, 6, and 8. Claims 1-8 and 10-13 remain pending.

Applicant has amended paragraph [0014] to correct a reference label from 102 to 103. Figure 2 shows the correct label 103; therefore no new matter is added.

Claim 5 is amended to correct a typographical error that does not affect the scope of the claim.

Claims 1-8 and 10-13 are rejected under 35 USC 102(b) as being fully met by Manabe, USP 5300725. Manabe discloses an automatic playing apparatus that receives data for a musical piece that is composed of

“audio data, sequence data and schedule table ... which defines a schedule showing a combination of the audio data and the sequence data to be used. The automatic playing apparatus 12 reproduces and supplies the recorded audio data to an audio equipment 13, and further reproduces a MIDI signal, i.e., recorded sequence data and sends a MIDI output to a MIDI sound source 14. The MIDI sound source 14 generates musical tones having corresponding tone pitches, and outputs them to the audio equipment 13.” (col 4, lines 11-31) “data of one musical piece is roughly divided into four areas. ... Next to an area for a start code, there are provided an area for musical piece schedule table for deciding performance schedule of a musical piece, an area for sequence (MIDI) data for exchanging data with the MIDI buffer in the buffer 400, and two areas for data of audio tracks (Tr 1, Tr 2) for exchanging data with the audio buffers on the buffer 400.” (col. 7, lines 54-67; Figure 4) “

Applicant’s independent Claim 1, and similarly independent Claims 6 and 8 have been amended to more clearly recite: “... in the digital radio, separating the signals for a selected instrument from the audio presentation by selectively filtering the audio presentation...” as described at paragraph [0018]. Since Manabe receives signals in which the MIDI data is

maintained as a separate record, there is no teaching or suggestion to filter the MIDI data from the received signal. Reading MIDI data from a defined portion of formatted record does not suggest any sort of filtering operation. Therefore independent Claim 1, 6, and 8 are allowable over Manabe.

Claims 2-5, 7 and 10-13 depend directly or ultimately on allowable base claims and are therefore allowable for this reason and also by virtue of their further distinctive recitations.

Applicant believes this application and the claims herein to be in a condition for allowance and respectfully requests that the Examiner allow this application to pass to the issue branch.

Should the Examiner have further inquiry concerning these matters, please contact the below named attorney for Applicant.

Respectfully submitted,

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